

BEFORE
THE PUBLIC SERVICE COMMISSION OF
SOUTH CAROLINA
DOCKET NO. 95-1221-E - ORDER NO. 96-7 ✓
JANUARY 2, 1996

IN RE: Duke Power Company and Broad River)	ORDER
Electric Cooperative, Inc.,)	GRANTING
)	CONSOLIDATION
Complainant,)	
)	
vs.)	
)	
Board of Public Works of the City)	
of Gaffney,)	
)	
Respondent.)	
)	
)	

This matter comes before the Public Service Commission of South Carolina (the Commission) on the request of Broad River Electric Cooperative, Inc. (Broad River) for an Order consolidating the hearing for consolidated Docket Nos. 92-199-E and 92-314-E with the Commission's hearing on Emergency Order No. 95-1684. According to Broad River, Emergency Order No. 95-1684 involves the connection of electric service to a building at 1143 Hyatt Street outside the City of Gaffney, South Carolina, and the Commission's Order No. 93-271 which was issued pursuant to a Circuit Court Order of October 20, 1992. Dockets 92-199-E and 92-314-E involve service to the same building. Broad River states its position that judicial economy could be best served if the Commission heard these matters during a single proceeding. Duke

Power Company (Duke) has filed a document consenting to the request of Broad River.

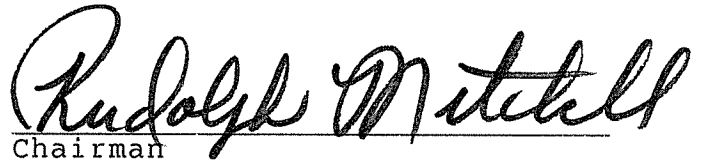
The Board of Public Works of the City of Gaffney, South Carolina (the Board) filed a letter of December 14, 1995, in opposition to the proposed consolidation. The Board states its belief that a consolidation of the proceedings is unnecessary and inefficient. The Board notes that Docket No. 92-199-E concerns the Board's Application for a Certificate of Public Convenience and Necessity to extend its electric service to certain premises owned by Mr. Charles A. Copeland located on Highway 105 outside the municipal limits of the City of Gaffney. Copeland requested the Board's service to the premises in 1992, according to the Board, and the Board constructed certain facilities and provided that service under the Temporary Order of the Commission. Broad River complained to the Commission concerning the Board's construction and service to Mr. Copeland, and the Commission assigned Docket No. 92-314-E to that matter. Those two Dockets were consolidated. The Board states that thereafter, the Board removed or rendered useless the facilities which had been constructed to provide the service to Copeland's premises at issue in those Dockets. According to the Board, because neither the facilities nor the related service now exists, the issues which underlie these Dockets are now moot. The Board admits that Docket No. 95-1221-E concerns the continuing request by Copeland, and two other customers currently served by Duke. The Board states that a consolidation of Docket Nos. 92-199-E and 92-314-E with Docket No.

95-1221-E is unnecessary and would promote confusion and inefficiency.

The Commission disagrees with the Board's assertion and notes that all three Dockets are concerned with service to property owned by Charles A. Copeland. Since this commonality is present among the Dockets, we agree with Broad River that the Dockets in question should be consolidated, and we so Order.

This Order shall remain in full force and effect until further Order of the Commission.

BY ORDER OF THE COMMISSION:


Chairman

ATTEST:


Executive Director

(SEAL)